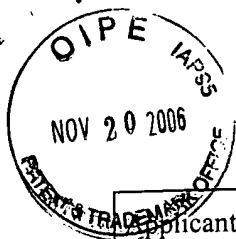


PET

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Avolio, et al.	
U. S. Serial No.:	10/575,633	Case No.: ITT0061P
Filed:	April 7, 2006	
For:	INDOLE AND AZAINDOLES AS ANTIVIRAL AGENTS	

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REPLY TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

Sir:

Enclosed is the Declaration under 35 U.S.C. 371, being submitted in response to the Notice of Missing Requirements mailed October 20, 2006 (hereinafter "Notice"). A copy of the Notice is also enclosed

Please charge Merck & Co., Inc.'s Deposit Account No. 13-2755 in the amount of \$130.00, the fee for furnishing the declaration later than 30 months from the earliest claimed priority date.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on the date appearing below.

**MERCK & CO., INC.**  
By Kenneth R. Walton Date 11/14/06

By

Respectfully submitted,

Kenneth R. Walton  
Kenneth R. Walton, Reg. No. 32,951  
Attorney for Applicants  
MERCK & CO., Inc.  
P.O. Box 2000  
Rahway, New Jersey 07065-0907  
Tel.: (732) 594-3462

Enclosures

Date: November 14, 2006

11/27/2006 MKAYPAGH 00000035 132755 10575633

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
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www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/575,633	SALVATORE AVOLIO	ITT0061P

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/GB04/04306

I.A. FILING DATE	PRIORITY DATE
10/08/2004	10/10/2003

KENNETH R. WALTON  
MERCK & CO., INC.  
P.O. BOX 2000  
RAHWAY, NJ 07065-0907

**DOCKETED**  
OCT 25 2006  
**LOUI SCHEPISI**

CONFIRMATION NO. 2568

371 FORMALITIES LETTER



\*OC000000020905170\*

Date Mailed: 10/20/2006

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/07/2006
- Copy of the International Search Report filed on 04/07/2006
- Preliminary Amendments filed on 04/07/2006
- Information Disclosure Statements filed on 04/07/2006
- U.S. Basic National Fees filed on 04/07/2006
- Priority Documents filed on 04/07/2006

RECEIVED  
OCT 25 2006  
RECEIVED

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Page 1 of 2  
I+0061P

nmp  
oath/dec of  
inventors  
due 12-2006

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ANITA D JOHNSON

Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/575,633	PCT/GB04/04306	ITT0061P

FORM PCT/DO/EO/905 (371 Formalities Notice)